HON'BLE SRI JUSTICE C.V.NAGARJUNA REDDY

WRIT PETITION No. 19927 of 2007

Dated: 27-09-2007

Between:

N.L.Venkat rao and another

..... PETITIC

AND

The Deputy Commissioner,
Malkajgiri Circle, Malkajgiri,
Greater Hyderabad Municipal Corporation.

.....RESPONI

HON'BLE SRI JUSTICE C.V.NAGARJUNA REDDY

WRIT PETITION No. 19927 of 2007

O R D E R:

This writ petition is filed for a writ of Mandamus to declare the action of the respondent in proposing to demolish the petitioners' premises bearing No.33-118/3 (Old) and No.33-95/24 (New) situated in Ramakrishnapuram Mandal, Malkajgiri Municipality as illegal.

At the hearing, Sri Vijay B.Paropkari, learned counsel for the petitioner, submitted that after filing of the writ petition, the Deputy Commissioner, Malkajgiri Circle, Greater Hyderabad Municipal Corporation issued a notice of demolition and that he seeks to challenge the same by way of a separate writ petition and he may be permitted to withdraw the writ petition with liberty to file a fresh writ petition to question the said demolition notice.

Learned counsel for the petitioner also submitted that in view of the imminent threat of demolition as evident from the notice in which 24 hours time is granted for removing the wall, the petitioners' interest may be protected for three days.

Accordingly, the writ petition is dismissed as withdrawn in terms of the prayer made.

Having regard to the submission of the learned counsel for the petitioners, there shall be a direction to the respondent not to demolish the wall already constructed by the petitioner on the disputed land for a period of three days from today. No costs.

C.V.NAGARJUNA REDDY,J

Date: 27-09-2007

Note: Issue C.C. by wire at party's cost.

B/o

KLP